IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICGTION

SUIT NO. 3240 OF 1996

K. A. Johnson ... Plaintiff

vs.

Maharashtra Polybutenes Ltd. . . . . Defendants

Mr. Jose George for plaintiff
Mr. Rahul Kapadia i/b. Kanga & Co., for defendants.

CORAM: A. S. AGUIAR J.
Date: December, 13, 2004
P.C.

Learned Advocate for the defendants states that they have obtained discharge on 23rd November 2004 vide order dated 23rd November 2003. In view thereof M/s. Kanga & Co., is discharged. Learned Advocate for the plaintiff files compilation of documents along with the original documents. Affidavit of service is on record. The defendants have not filed any written statement. Hence the matter was transferred by order of the Prothonotary and listed under the caption 'undefended suits for ex parte decree'.

In view thereof there will be a decree under Order VIII Rule 10 in terms of prayer clause (a) of the plaint in the sum of Rs.2,74,238.80/-, being the principal amount together with interest at the rate of 10% per annum from the date of filing of the suit till realization.

Suit stands disposed of with no order as to costs.

C. C. expedited.

(A. S. AGUIAR J.)